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RESPONSE UNDER 37 C.F.R. 1.116  
EXPEDITED PROCEDURE  
EXAMINING GROUP NO. 1511

PATENT APPLICATION  
SERIAL NO. 08/429,581

#9/jm  
RECEIVED  
JUL 15 1996

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Group Art Unit 1511

:

GROUP 1500

In re Application of

:

EDWARD W. MCGOVERN

:

PAVEMENT REJUVENATOR AND  
DRESSING CONDITIONER WITH  
ELASTOMER

Serial No. 08/429,581

:

Filed April 27, 1995

:

O.K. b Eaker  
7/19/96 P.D.

Examiner - P. Szekely

:

Pittsburgh, Pennsylvania  
July 5, 1996

COMMUNICATION

Assistant Commissioner for Patents  
Washington, DC 20231

Sir:

This is in response to the Office Action dated February 5, 1996. A Notice of Appeal is being filed simultaneously herewith to prevent the need for further extension of time fees while the Examiner considers the enclosed Declaration and the following arguments.

Remarks

Claims 1-10 stand rejected for asserted obviousness over U.S. Patents No. 3,261,269, No. 3,221,615 and No. 4,661,378

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Assistant Commissioner for Patents, Washington, D.C. 20231 on July 5, 1996.

Barbara E. Johnson Registration No. 31,198  
(Name of Registered Representative)

Signature

07/05/96  
Date